

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANTONIO CRUZ MENA  
680 UPPER APPLGATE RD  
JACKSONVILLE OR 97530

confirms the right to use the waters of LITTLE APPLGATE RIVER, tributary to APPLGATE RIVER for IRRIGATION of 1.8 ACRES.

This right was perfected under Permit S-6030. The date of priority is SEPTEMBER 13, 1923. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.025 CUBIC FOOT PER SECOND (CFS), being 0.025 CFS to July 1 and 0.014 CFS after July 1, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
Additional	38 S	3 W	WM	33	NE NW	9	820 FEET SOUTH AND 110 FEET EAST OF SW CORNER, DLC 40
Original	39 S	3 W	WM	13	NW NW		930 FEET SOUTH AND 10 FEET EAST FROM NW CORNER, SECTION 13

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed its equivalent for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
38 S	3 W	WM	27	SW SW	40	1.8

The quantity of water diverted at the additional point of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

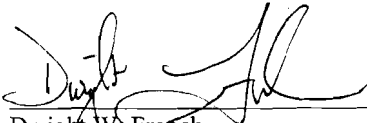
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The water user shall maintain and operate a fish screening and/or by-pass device, as appropriate, at the additional point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.

This certificate is issued to confirm an additional point of diversion approved by an order of the Water Resources Director entered June 29, 2009, at Special Order Volume 78, Page 254, approving Transfer Application 9654, and together with Certificate 82009, supersedes a portion of Certificate 43760, State record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued JUN 03 2013.

  
Dwight W. French  
Water Right Services Administrator, for  
Phillip C. Ward, Director